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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/566,035	02/05/2008	Terry A. George	DP-310764	9423
22851	7590	03/30/2010	EXAMINER	
DELPHI TECHNOLOGIES, INC			PALADINI, ALBERT WILLIAM	
LEGAL STAFF - M/C 483-400-402			ART UNIT	PAPER NUMBER
5725 DELPHI DRIVE			2836	
PO BOX 5052			MAIL DATE	
TROY, MI 48007			03/30/2010	
			DELIVERY MODE	
			PAPER	

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/566,035	<b>Applicant(s)</b> GEORGE ET AL.
	<b>Examiner</b> ALBERT W. PALADINI	<b>Art Unit</b> 2836

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If no period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED. (35 U.S.C. § 133).

Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### **Status**

1) Responsive to communication(s) filed on 05 February 2008.

2a) This action is FINAL.      2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### **Disposition of Claims**

4) Claim(s) 1-21 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) Claim(s) \_\_\_\_\_ is/are allowed.

6) Claim(s) 1-9 and 12-21 is/are rejected.

7) Claim(s) 10 and 11 is/are objected to.

8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### **Application Papers**

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### **Priority under 35 U.S.C. § 119**

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All    b) Some \* c) None of:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### **Attachment(s)**

1) Notice of References Cited (PTO-892)

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) Information Disclosure Statement (PTO/US-06)  
Paper No(s)/Mail Date 1/25/06, 2/11/09

4) Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_

5) Notice of Informal Patent Application

6) Other: \_\_\_\_\_

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1, 2, 8, 9, 12 and 13 are rejected under 35 U.S.C. 102(b) as being anticipated by Yamaguchi (5,303,111).

In figure 2, (C5, L43) to (C6, L8), Yamaguchi discloses a circuit interruption device with an interruption element DCM in parallel with a fuse FC. Sensor or quenching detector QD feeds a signal to controller VC which controls the control of switch S5 to close.

3. Claims 3-7, and 14-21 are rejected under 35 U.S.C. 102(b) as being anticipated by Marsh (6,829,129).

In figure 1, (C3, L66) to ((C5, L24), Marsh discloses a fuse  $MOV_2$  in parallel with a circuit interruption device  $MOV_3$  where the circuit interruption device  $MOV_3$  is a fuse, so that the electrical conductor is severed when an over current condition is reached. In C7, L62-66), Marsh discloses the fact that by selecting different types of fuses, the current carrying capacity of one of the elements can be greater than the other as recited in claim 5.

***Allowable Subject Matter***

4. Claims 10 and 11 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.
5. The following is a statement of reasons for the indication of allowable subject matter: None of the references cited or the art searched disclose or teach alone or in combination the circuit interruption device as recited in the base claims which are used in association with detecting a vehicle deceleration rate or airbag deployment as recited in claims 10 and 11.

***Relevant Prior Art***

Beard (5,019,937) discloses a circuit interruption device having current limiting fuses and including a circuit interrupter solenoid in parallel with each fuse.

Kawate (5,536,980) discloses a high voltage, high voltage switching device which includes a combination of thermal fuses in parallel and a current fuse of higher resistance.

6. Any inquiry concerning this communication or earlier communication from the examiner should be directed to Albert W. Paladini whose telephone number is 571-272-3748. The examiner can normally be reached from 7:00 AM to 3 PM on Monday, Tuesday, Thursday or Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Jared Fureman can be reached on 571-272-2391. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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